

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 512 - SB 842

March 4, 2021

SUMMARY OF ORIGINAL BILL: Authorizes a person convicted of attempted first degree murder in outlined circumstances to be sentenced to imprisonment for life without possibility of parole. Specifies there is no release eligibility for a defendant receiving a sentence of life without possibility of parole for attempted first degree murder.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (004322): Deletes and replaces language in the original bill without making any substantive changes to the legislation.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- The proposed legislation specifies a person convicted of attempted first degree murder may be sentenced to imprisonment for life without possibility of parole if the court finds the person committed the offense against any:
 - Law enforcement officer;
 - Correctional officer;
 - Department of Correction (DOC) employee;
 - Probation and parole officer;
 - Emergency medical or rescue worker;
 - Emergency medical technician;
 - Paramedic; or
 - Firefighter
- Pursuant to Tenn. Code Ann. § 39-11-117(a)(2), attempted first degree murder is a Class A felony offense.
- Based on information provided by the DOC, the average time served over the past five years for attempted first degree murder was 10.55 years.
- The proposed legislation applies to offenses committed on or after July 1, 2021.

- Authorizing individuals convicted of attempted first degree murder in the outlined circumstances to be sentenced to imprisonment for life without possibility of parole may lead to additional incarceration costs sometime after July 1, 2031; however, the number of such additional convictions as a result of this legislation is estimated to be not significant, and thus, the fiscal impact from enhancing the penalty for such crimes is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

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